

OFFICIAL FILE

ILLINOIS COMMERCE COMMISSION

ORIGINAL

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

ATMOS ENERGY CORPORATION APPLIED
FOR AN ORDER AUTHORIZING THE
ISSUANCE OF UP TO 1,700,000 SHARES OF
COMMON STOCK NO PAR VALUE
PURSUANT TO SECTION 6-102 IN AN
AMOUNT NOT TO EXCEED \$30 MILLION.

Docket 03-0170


REPORT OF ACTION UNDER CODE 240
QUARTER ENDED September 30, 2008
Prepared on November 26, 2008

Reference is made to the order entered into on May 7, 2003, which authorizes the issuance of up to 1,700,000 shares of common stock, no par value, in an amount not to exceed \$30,000,000 for the purpose of funding the Company's Pension Account Plan through a contribution of stock to the plan and requires that the Company make a report to the Commission relative to that issuance of common stock.

The Company hereby reports:

For the period July 1, 2008 through September 30, 2008 there was no activity. The aggregate number of shares authorized but not issued under Docket 03-0170 remained at 530,300 as of the quarter end.

Atmos Energy Corporation

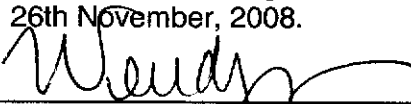

Robert J. Smith
Assistant Treasurer

ILLINOIS
COMMERCE COMMISSION
2008 NOV 24 A 10:36
CHIEF CLERK'S OFFICE

VERIFICATION

STATE OF TEXAS }
COUNTY OF DALLAS } SS.

Robert J. Smith, being first duly sworn, on oath deposes and says that he is the Assistant Treasurer of Atmos Energy Corporation, the Company in the foregoing report, and that he has read said Report and knows the contents thereof, and that the same is true to the best of his knowledge, information and belief. Subscribed and sworn to before me this 26th November, 2008.


Notary Public, State of Texas

